

UNITED STATES COURT OF APPEALS September 9, 2008
FOR THE TENTH CIRCUIT Elisabeth A. Shumaker
Clerk of Court

MELVIN GARCIA,

Petitioner - Appellant,

v.

ROBERT ULIBARRI, Warden;
ATTORNEY GENERAL OF THE
STATE OF NEW MEXICO,

Respondents - Appellees.

No. 08-2181
(D.C. No. 2:07-CV-00982-RB-LFG)

ORDER

The captioned appeal is dismissed for lack of prosecution pursuant to 10th Cir. R.
42.1.

A copy of this order shall stand as and for the mandate of this court.

Entered for the Court,



ELISABETH A. SHUMAKER, Clerk